

DECISION



**THE COMPTROLLER GENERAL
OF THE UNITED STATES**
WASHINGTON, D.C. 20548

28397

FILE: B-215281

DATE: May 29, 1984

MATTER OF: Turbine Engine Services Corp.

DIGEST:

Protest alleging improprieties in a solicitation is dismissed as untimely when filed after bid opening because GAO Bid Protest Procedures require filing prior to bid opening.

Turbine Engine Services Corp. (Turbine) alleges improprieties in solicitation No. DTCG40-84-B0173 issued by the Department of Transportation, U.S. Coast Guard Yard, Curtis Bay, Maryland. Turbine argues that the solicitation is inadequate, ambiguous, contains numerous contradictions and is otherwise deficient.

Our Bid Protest Procedures require that a protest alleging improprieties in a solicitation which are apparent prior to bid opening be filed prior to bid opening. 4 C.F.R. § 21.2(b)(1) (1984). According to Turbine, bid opening was on May 17, 1984. Turbine filed its protest, however, on May 21. Therefore it is untimely and will not be considered on the merits. Zytron, B-213576, Dec. 28, 1983, 84-1 CPD ¶ 34.

The protest is dismissed.

Harry R. Van Cleve

Harry R. Van Cleve
Acting General Counsel

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